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PTO/SB/81 (02-01)

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Application Number	09/924,197
Filing Date	August 7, 2001
First Named Inventor	Gutterson, Neal, et al.
Title	Improved Methods of Gene Silencing Using Inverted Repeat Sequences
Group Art Unit	1638
Examiner Name	Unassigned
Attorney Docket Number	012176-010810US

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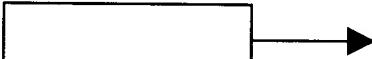
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Applicant/Inventor.

Assignee of record of the entire interest. See 37 CFR 3.71.

Statement under 37 CFR 3.73(b) is enclosed. (Form PTO/SB/96).

SIGNATURE of Applicant or Assignee of Record

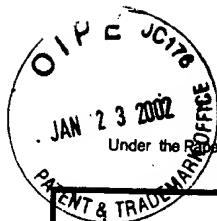
Name	DNA Plant Technology Corporation		
Signature	By: <i>Clinton H. Neagley</i> Clinton H. Neagley, Secretary		
Date	November 12, 2001		

NOTE: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required. Submit multiple forms if more than one signature is required, see below*.

*Total of one forms are submitted.

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SF 1280699 v1

**STATEMENT UNDER 37 CFR 3.73(b)**Applicant/Patent Owner: Neal Gutterson and Paul OellerApplication No./Patent No.: 09/924,197 Filed/Issue Date: August 7, 2001Entitled: IMPROVED METHODS OF GENE SILENCING USING INVERTED REPEAT SEQUENCESDNA Plant Technology Corporation a corporation

(Name of Assignee)

(Type of Assignee, e.g., corporation, partnership, university, government agency, etc.)

states that it is:

1. the assignee of the entire right, title, and interest; or
2. an assignee of an undivided part interest

in the patent application/patent identified above by virtue of either:

A. An assignment from the inventor(s) of the patent application/patent identified above. The assignment was recorded in the Patent and Trademark Office at Reel , Frame , or for which a copy thereof is attached.

OR

B. A chain of title from the inventor(s), of the patent application/patent identified above, to the current assignee as shown below:

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 Additional documents in the chain of title are listed on a supplemental sheet. Copies of assignments or other documents in the chain of title are attached.

[NOTE: A separate copy (i.e., the original assignment document or a true copy of the original document) must be submitted to Assignment Division in accordance with 37 CFR Part 3, if the assignment is to be recorded in the records of the USPTO. See MPEP 302.8]

The undersigned (whose title is supplied below) is empowered to sign this statement on behalf of the assignee.

November 12, 2001

Date

Clinton H. Neagley

Signature

Clinton H. Neagley

Typed or printed name

Secretary

Title

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Attorney Docket No.: 012176-010810US
Client Ref. No.: A0183

ASSIGNMENT OF PATENT APPLICATION

JOINT

WHEREAS, Neal Gutterson of 5169 Golden Gate Avenue, Oakland, CA 94618; Paul Oeller of 3873 Creststone Place, San Diego, CA 92130; hereinafter referred to as "Assignors," are the inventors of the invention described and set forth in the below-identified application for United States Letters Patent:

Title of Invention: **IMPROVED METHODS OF GENE SILENCING USING INVERTED REPEAT SEQUENCES**

Date(s) of execution of Declaration:

Filing Date: **August 7, 2001**

Application No.: **09/924,197; and**

WHEREAS, DNA Plant Technology Corporation, a corporation of the state of California, located at 6701 San Pablo Avenue, Oakland, CA, 94608, hereinafter referred to as "ASSIGNEE," is desirous of acquiring an interest in the invention and application and in any U.S. Letters Patent and Registrations which may be granted on the same;

For good and valuable consideration, receipt of which is hereby acknowledged by Assignors, Assignors have assigned, and by these presents do assign to Assignee all right, title and interest in and to the invention and application and to all foreign counterparts (including patent, utility model and industrial designs), and in and to any Letters Patent and Registrations which may hereafter be granted on the same in the United States and all countries throughout the world, and to claim the priority from the application as provided by the Paris Convention. The right, title and interest is to be held and enjoyed by Assignee and Assignee's successors and assigns as fully and exclusively as it would have been held and enjoyed by Assignors had this Assignment not been made, for the full term of any Letters Patent and Registrations which may be granted thereon, or of any division, renewal, continuation in whole or in part, substitution, conversion, reissue, prolongation or extension thereof.

Assignors further agree that they will, without charge to Assignee, but at Assignee's expense, (a) cooperate with Assignee in the prosecution of U.S. Patent applications and foreign counterparts on the invention and any improvements, (b) execute, verify, acknowledge and deliver all such further papers, including patent applications and instruments of transfer, and (c) perform such other acts as Assignee lawfully may request to obtain or maintain Letters Patent and Registrations for the invention and improvements in any and all countries, and to vest title thereto in Assignee, or Assignee's successors and assigns.

NOT FOR RECORDATION

Joint Assignment
Attorney Docket No.: 012176-010810US
Page 2

IN TESTIMONY WHEREOF, Assignors have signed their names on the dates indicated.

Dated: 11/12/01


Neal Gutterson

SIGNATURE WITNESSED BY:

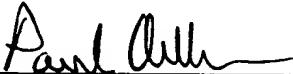
(1) Date: _____

Signature of Witness 1

(2) Date: _____

Signature of Witness 2

Dated: November 3, 2001


Paul Oeller

SIGNATURE WITNESSED BY:

(1) Date: _____

Signature of Witness 1

(2) Date: _____

Signature of Witness 2